

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN

CLAUDE LOWERY,
Plaintiff,

v.

Case No. 08C1018

THOMAS RUBENZER,
Defendant.

DECISION AND ORDER

On November 26, 2008, plaintiff Claude Lowery filed this action pursuant to 42 U.S.C. § 1983 against defendant Thomas Rubenzer, alleging that defendant unlawfully deprived plaintiff of work opportunities in violation of plaintiff's rights under the Equal Protection Clause. On March 16, 2009, defendant filed a motion to dismiss the action against him based on several grounds. Plaintiff failed to respond to defendant's motion. Thus, on June 12, 2009, I notified plaintiff in a letter that if he did not file a response to defendant's motion on or before July 6, 2009, I would dismiss his action with prejudice pursuant to Civil Local Rule 41.3 (E.D. Wis.) and Fed. R. Civ. P. 41(b). Plaintiff failed to file a response by July 6, 2009, or contact the court in any other way, and I will therefore dismiss this case with prejudice in accordance with my June 12, 2009 letter.

IT IS THEREFORE ORDERED that this action is **DISMISSED** with prejudice for failure to prosecute.

Dated at Milwaukee, Wisconsin this 21 day of July, 2009.

/s

LYNN ADELMAN
District Judge